CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

To:

UNITED STATES PATENT AND TRADEMARK OFFICE

301 762 8601;

Fax No.: 703-746-6897

Examiner T. Criares, Group Art Unit 1617, Tel. No. (703) 308-4607

From: Marlana K. Titus

Nash & Titus, LLC

3415 Brookeville Road, Suite 1000

Brookeville, MD 20833

Tel: (\$01) 924-9600 or (301) 762-8214

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Date: April 3, 2002

For patent application:

Serial no.: 09/478,822 (reissue application of U.S. Patent No. 5,705,197 Title: Hybrid Solvent Evaporation-Extraction Process for Producing PLGA

Microspheres

Reissue Filed: January 6, 2000 Attorney docket no.: Army104

TRANSMISSION: Documents transmitted:

- (1) Copy of March 30, 2001 Combined Amendment Transmittal Letter and Petition for Extension of Time
- (2) Copy March 30, 2001 Response
- (3) Copy of March 30, 2001 Information Disclosure Statement and Form PTO-1449
- (4) Copy of date-stamped postcard receipt listing all items mailed on March 30, 2001
- (5) Copy of July 2, 2001 Letter in Response to Notice of Abandonment
- (6) Copy of July 2, 2001 maintenance fee transmittal form
- (7) Copy of date-stamped postcard receipt listing all items mailed on July 2, 2001

Number of pages (including this page): 2415

NOTE: If a petition fee or any other type of fee is required to process this paperwork, please charge Deposit Account No. 21-0380, for which purpose a duplicate copy of this page is submitted.

PLEASE ACKNOWLEDGE CLEAR RECEIPT OF ALL PAGES INDICATED ABOVE BY FAXING THIS PAGE BACK TO (301) 924-5883 or CALLING (301)924-9600. IF YOU DO NOT RECEIVE CLEARLY ALL PAGES, PLEASE CONTACT US IMMEDIATELY BY TELEPHONE AT (301) 924-9600

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the United States Patent and Trademark Office on the date shown below.

Name:	Marlana K. Titus	Signature:	_lalalatet
Date:	April 3, 2002	_	





Application of U.S. Serial No.: 09/478,822
Inventors: van Hamont et al.
Title: Hybrid Solvent Evaporation-Extraction Process for Prille: January 6, 2000
Filed: January 6, 2000
Attorney Docket No.: Army-104

The following was filed via First Class Mail on July 2, 200.

(1) Maintenance fee transmittal form (1 page, In duplicate)
(1) Maintenance fee transmittal form (1 page, In duplicate)
(2) Letter in Response to Notice of Abandonment (2 pages)
(2) Letter in Response to Notice of Abandonment (2 pages)
(3) Copy of filing of March 30, 2001 (Combined Amendment)
(3) Copy of filing of March 30, Response, Information Disclose for Exension of Time, Response, Information Disclose Form PTO-1449)

(4) Self-addressed postcard receipt listing all enclosure:





Sent By: Nash & Titus;

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: PATENT APPLICATION of Inventor(s) Van Hamont, et al.

Appln. No.: 08/698,896 (U.S. Patent No. 5,705,197)

Issued January 1, 1998

Reissue Filed: January 6, 2000

Group Art Unit: 1617

Examiner: T. Criares

Title: HYBRID SOLVENT EVAPORATION-EXTRACTION PROCESS FOR

PRODUCING PLGA MICROSPHERES

Date: July 2, 2001

LETTER IN RESPONSE TO NOTICE OF ABANDONMENT

Hon. Commissioner of Patents and Trademarks Washington, DC 20231

Sir:

Applicants are in receipt of the Notice of Abandonment dated June 20, 2001, issued on the basis that no response to the Office Action dated November 30, 2000 was filed and that the Examiner was unable to contact applicants' representative to inquire regarding same.

A response to the November 30, 2000 Office Action was filed on March 30, 2001, and a copy of it is attached hereto, along with a copy of the postcard receipt date-stamped by the U.S. Patent Office indicating receipt of same.

Examiner Criares telephoned the applicants' representative Marlana Titus on or about June 20, 2001, and left a detailed voicemail message indicating that no response to the November 30, 2000 Office Action was apparent. Marlana Titus returned the phone call the following day, but was unable to reach Examiner Criares in person since he had just gone on vacation. She left a detailed voicemail message stating that a response had indeed been filed.

Page 5/15

Reissue Application 09/478,822

Upon receipt of the subject notice of abandonment, Marlana Titus contacted Examiner Criares and was told that the notice had been sent before the examiner had received her voicemail message. The Examiner stated that a letter be submitted explaining all this, and that the case would be reinstated as properly pending.

301 762 8601;

If the Examiner has any inquiries, or would like to discuss any other issue relating to this application, he is invited to contact Applicants' representative, the undersigned, at (301) 924-9600.

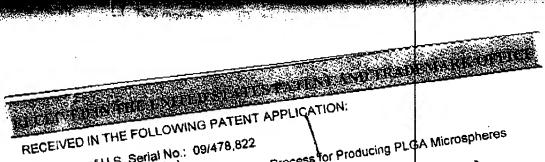
Respectfully submitted

Reg. No. 35,843

Nash & Titus, LLC 3415 Brookeville Road **Suite 1000** Brookeville, MD 20833 (301) 924-9600

Atty Docket No. ARMY 104

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Mariana Titus, Reg. No. 35,843 fos Charles H. Harris, Reg. No. 34,616 Atbrney for applicant U.S. Army Medical Research and Materiel Command AETN: MCMR-JA 505 Scott Street Fr Detrick, MD 21702-5012 (381) 924-9600 Gommissaries Washington, D.C. 20231. Signature of Person Mailing Correspondence Mariana Titus ON LUCKARGE A DEPOSIT ACCOUNT, PAYOR'S NAME		Payor's 31		,					
Mariana Titus, Reg. No. 34,616 [OSCharles H. Harris, Reg. No. 34,616 Attorney for applicant U.S. Army Medical Research and Materiel Command Signature of Person Mailing Correspondence Mariana Titus Soci Scott Street F. Detrick, MD 21702-5012 [381) 924-9600 ON LUCIARGE A DEPOSIT ACCOUNT, PAYORS NAME		Payor's Name**	and Fee Address			dommissioner of Washington, D.C.	20231.		
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Inventors: van Hamont et al.

Titie: Hybrid Solvent Evaporation-Extraction Process for Producing PLGA Microspheres
Filed: January 6, 2000 Application of U.S. Serial No.: 09/478,822
Inventors: van Hamont et al.
Tilia: Historial Society Eugeneration Extraoria

Filed: January 6, 2000 Attorney Docket No.: Army-101

The following was filed via First Class Mail on March 30, 2001: (1) Combined Amendment Transmittal Letter and Petition for Exension of Time (large entity/2 cases in duplicate) (1) Combined Amendment Transmittal Letter and Petition for Exension of Time entity)(2 pages, in duplicate)
(2) Response (3 pages)
(3) Information Disclosure Statement transmittal sheet (2 pages, in duplicate)
(4) Form BTO-1440

(3) Information Disclosure Statement transmittal sneet (2) (4) Form PTO-1449 (5) Copies of references cited on Form PTO-1449 (6) Self-addressed postcard receipt listing all enclosures (6) Self-addressed postcard receipt